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Docket No. 285216US0PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Matthias SCHWARZ, et al.

SERIAL NO: New U.S. PCT Application Based on PCT/EP04/52137

GAU:

FILED: Herewith

EXAMINER:

FOR: BENZIMIDAZOLE ACETONITRILES

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- The applicant(s) wish to make of record the references listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- Attached is a list of applicant's pending application(s), published application(s) or issued patent(s) which may be related to the present application. In accordance with the waiver of 37 CFR 1.98 dated September 21, 2004, copies of the cited pending applications are not provided. Cited published and/or issued patents, if any, are listed on the attached PTO form 1449.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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New U.S. PCT Application Based on PCT/EP04/52137

Mattias SCHWARZ, et al.

Docket No. 285216 US

STATEMENT OF RELEVANCY

- 1) References AO - AP have been cited in the International Search Report. A copy of these references is being submitted herewith.
- 2) References have been cited in the corresponding Search Report. A copy of these references is being submitted herewith.
- 3) References AQ - AT & AV - AZ are discussed in the specification. A copy of these references is being submitted herewith.
- 4) References are additional prior art known to Applicant. A copy of these references is being submitted herewith.

Form PTO 1449 (Modified)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY DOCKET NO. 285216US0PCT	SERIAL NO. 120216150 New U.S. PCT Application Based on PCT/EP04/52137
LIST OF REFERENCES CITED BY APPLICANT		APPLICANT Mattias SCHWARZ, et al.	
		FILING DATE Herewith	GROUP

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA						
	AB						
-	AC						
	AD						
	AE						
	AG						
	AH						
	AI						
	AJ						
	AK						
	AL						
	AM						
	AN						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES	NO
/M.F./	AD	1 110 957	06/27/01	EP		NO
/M.F./	AP	02/20495	03/14/02	WO		NO
/M.F./	AD	01/47920	07/05/01	WO		NO
/M.F./	AP	02/10141	02/07/02	WO		NO
/M.F./	AS	02/22608	03/21/02	WO		NO
/M.F./	AT	02/100396	12/19/02	WO		NO
	AU					

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)

/M.F./	AV	DIAMANTI-KANDARAKIS, Eavanthia et al., "Therapeutic effects of Metformin on insulin resistance and hyperandrogenism in polycystic ovary syndrome", European Journal of Endocrinology, Vol. 138, Page 269 - 274, 1998.
/M.F./	AW	DUNAIF, DREA, "Insulin Resistance and the Polycystic Ovary Syndrome: Mechanism and Implications for Pathogenesis", Endocrine Reviews, Vol. 18, No. 6, Pages 774 - 800, 1997.
/M.F./	AX	REAVEN, Gerald M., et al., "Nonketotic Diabetes Mellitus: Insulin Deficiency or Insulin Resistance?", The American Journal of Medicine, Vol. 60, No. 80, Pages 80 - 88, 1976.
/M.F./	AY	STOUT, Robert W., "Overview of the Association Between Insulin and Atherosclerosis", Metabolism, Vol. 34, No. 12, Pages 7 - 12, 1985.
/M.F./	AZ	WOODGETT, James R., "A common denominator linking glycogen metabolism, nuclear oncogenes and development", Biochemistry, Vol. 16, Pages 177-181, 1991
Examiner	/Meghan Finn/	<input type="checkbox"/> Additional References sheet(s) attached
		Date Considered 11/01/2008

*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.